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DOCKET NO.: H0075/7076

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Taylor et al.
Serial No: 09/898,900
Confirmation. No.: 3612
Filed: July 3, 2001
For: ASPHALT ADDITIVE MIXING APPARATUS AND METHODS
Examiner: David L. Sorkin
Art Unit: 1723

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, Washington, D.C. 20231, on the 16 day of December, 2002.

Commissioner For Patents
Washington, D.C. 20231

Sir:

Transmitted herewith are the following documents:

Preliminary Amendment/Response to Restriction Requirement
 Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

A check is not enclosed. If a fee is required, the Commissioner is hereby authorized to charge Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

Respectfully submitted,
Taylor et al., Applicant

By:

Robert E. Hunt, Reg. No.: 39,231
Wolf, Greenfield & Sacks, P.C.
600 Atlantic Avenue
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Telephone: (617)720-3500

Docket No. H0075/7076
Date: December 16, 2002
x12/26/02x



DOCKET NO: H007510076

J. Hanley
12/23/02
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Carol Ann Hanley

Commissioner for Patents
Washington, D.C. 20231

PRELIMINARY AMENDMENT/RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Restriction Requirement mailed November 26, 2002, please amend the above-identified application as follows:

In the Claims

Please add new claim 35 as follows:

35. (New) An apparatus for blending additives for incorporation in an asphalt, said apparatus including:
means for feeding one or more of said additives into a receptacle;
means for weighing each additive to achieve a desired proportion thereof in a desired total amount of said additives;
means for mixing said additives in said receptacle into a blend; and
means for transferring said blend from said receptacle for delivery to an asphalt mixing box.

REMARKS

Claims 1-35 are pending. By this amendment, new claim 35 is added.